

UNITED STATES BANKRUPTCY COURT
Northern District of California

In re) Bankruptcy No.: **09-53980 AW**
BILLY MAGSINO DOCTOR, JR. AND ESTER) R.S. No.: **RJB-516**
TUYOR DOCTOR,) Hearing Date: **November 3, 2009**
Debtor(s)) Time: **10:30 A.M.**
) _____

Relief From Stay Cover Sheet

Instructions: Complete caption and Section A for all motions. Complete Section B for mobile homes, motor vehicles, and personal property. Complete Section C for real property. Utilize Section C as necessary. If moving party is not a Movant, briefly summarize the nature of the motion in Section D.

(A) Date Petition Filed: **May 22, 2009** Chapter: **13** Last Day to File §523/§727 Complaints:
 Prior hearings on this obligation: _____

(B) Description of personal property collateral (e.g. 1983 Ford Taurus):

Movant [] or lessor []	Source of value: _____
Fair market value: \$ _____	Pre-Petition Default: \$ _____
Contract Balance: \$ _____	No. of months: _____
Monthly Payment: \$ _____	Post-Petition Default: \$ _____
Insurance Advance: \$ _____	No. of months: _____

(C) Description of real property collateral (e.g. Single family residence, Oakland, CA):

Single family residence: 199 Checkers Drive, San Jose, CA 95116

Fair market value: \$ **300,000.00** Source of value: **Schedule A** If appraisal, date: _____

Moving Party's position (first trust deed, second, abstract, etc.): **FIRST TRUST DEED**

Approx. Bal. \$ 529,265.55	Pre-Petition Default: \$ 15,588.72
As of (date): 10/13/09	No. of months: 8
Mo. payment: \$ 1,899.84	Post-Petition Default: \$ 10,299.20
Notice of Default (date): n/a	No. of months: 5
Notice of Trustee's Sale: n/a	Advances Senior Liens \$ n/a

Specify name and status of other liens and encumbrances, if known (e.g. trust deeds, tax liens, etc.):

Position	Amount	Mo. Payment	Defaults
1 st Trust Deed: COUNTRYWIDE HOME LOANS, INC.	\$ 555,153.47	\$ 1,899.84	\$ 25,887.92
2 nd Trust Deed: COUNTRYWIDE	\$ 68,000.00	\$ unknown	\$ unknown
:			
:			
:			
(Total)	\$ 623,153.47	\$ 1,899.84	\$ 25,887.92

(D) Other pertinent information:

- There is **no** equity in the subject real property.
- Debtors have made **no** post-petition payments to Movant.

Dated: 10/14/09 /s/ Richard J. Bauer, Jr.

Signature

Richard J. Bauer, Jr., Esq.

Print or Type Name

Attorney for **COUNTRYWIDE HOME LOANS, INC.**

CANB Documents Northern District of California Case: 09-53980 Doc# 42-3 Filed: 10/14/09 Entered: 10/14/09 17:03:26 (09-05242/rjw)